



500024-A-01-US (Browne)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): N.A. Browne et al.  
Case: 500024-A-01-US (Browne)  
Serial No.: 10/072,063  
Filing Date: February 6, 2002  
Group: 2642  
Examiner: Hector A. Agdeppa

I hereby certify that this paper is being deposited on this date with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature: *Lisa L. Chulps* Date: December 1, 2004

Title: Call Processing with Statistical Weighting of  
Scripts in a Communication System Switch

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RESPONSE TO OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The remarks below are submitted in response to the first Office Action dated September 1, 2004, in the above-identified application.

REMARKS

The present application was filed on February 6, 2002, with claims 1-12. Claims 1-12 are currently pending in the application. Claims 1, 11 and 12 are the independent claims.

Claims 1-12 are provisionally rejected under the judicially created doctrine of obviousness type double patenting over copending U.S. Patent Application Serial No. 10/251,136, filed September 20, 2002.

Claims 1, 2, 7-9, 11 and 12 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,751,310 (hereinafter "Crossley"). Each of claims 3, 4-6 and 10 stands rejected under 35 U.S.C. §103(a) over Crossley in combination with another reference.



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Signature: Lisa L. Thelvis Date: December 1, 2004

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TRANSMITTAL LETTER

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is the following document relating to the above-identified patent application:

(1) Response to Office Action.

There is no additional fee due in conjunction with the response. In the event of any non-payment or improper payment of a required fee, the Commissioner is hereby authorized to charge or to credit **Avaya Inc. Deposit Account No. 50-1602** as required to correct the error.

Respectfully submitted,

Date: December 1, 2004

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